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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/974,970	10/11/2001	Denise Marie Genty	AUS920010881US1	8114

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Mr. Volel Emile
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EXAMINER

HUTTON JR, WILLIAM D

ART UNIT	PAPER NUMBER
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2179

DATE MAILED: 10/18/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/974,970

Applicant(s)

GENTY ET AL.

Examiner

Doug Hutton

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 11 October 2001.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-24 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 11 October 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Objections

Claims 1, 7, 13 and 19 are objected to because of the following informalities:

- the phrase “bookmarking, all at once, ***the*** plurality of Web pages” in Claim 1, Line 5 should be amended to — bookmarking, all at once, a portion of the plurality of Web pages — because subsequent claims indicate that not all of the Web pages are bookmarked (e.g., see Claim 2); Claims 7, 13 and 19 have the same problem.

Claims 5, 11, 17 and 23 are objected to because of the following informalities:

- the phrase “part of” in Claim 5, Line 2 should be amended to — included in — because “***un***bookmarked” pages cannot be “***part of*** a chain” of “***book***marked” pages; Claims 11, 17 and 23 have the same problem.

Appropriate correction is required.

Claim Rejections - 35 USC § 112

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claims 5, 11, 17 and 23 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claims 5, 11, 17 and 23:

Claim 5 recites the limitation "wherein accessed Web pages that are not bookmarked are part of the chain of bookmarked Web pages but **are not live**" in Lines 1-3. The limitation is indefinite because it is unclear what is meant by the phrase "not live." This limitation could mean that the "unbookmarked" pages: 1) are not currently displayed on the computer monitor; 2) are dead hyperlinks; or 3) cannot be accessed via the hyperlink in the displayed chain of Web pages. Thus, the scope of the present invention cannot be determined. Claims 11, 17 and 23 have the same problem.

For purposes of examination, the examiner will assume that the limitation will be amended to read as follows: "wherein accessed Web pages that are not bookmarked are included in the chain of bookmarked Web pages but are not accessible via a hyperlink in the displayed chain of bookmarked Web pages."

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the

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applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1, 2, 7, 8, 13, 14, 19 and 20 are rejected under 35 U.S.C. 102(e) as being anticipated by Bauersfeld et al., U.S. Patent No. 6,195,679.

Claim 1:

Bauersfeld discloses a method of bookmarking a path to a web page (see Column 1, Lines 9-13), said path including a plurality of Web pages (see Column 1, Line 66 through Column 2, Line 23 – Bauersfeld discloses this limitation in that the session recording system records all web pages that the user visits during a session and organizes them into paths), said method comprising the steps of:

- successively accessing the plurality of Web pages (see Column 3, Lines 1-10 – Bauersfeld discloses this limitation in that the user visits web pages during the session); and
- bookmarking, all at once, the plurality of Web pages (see Column 3, Line 11 through Column 4, Line 58 – Bauersfeld discloses this limitation in that the session recording system allows the user to edit the session paths and saved the edited paths; thus, upon saving the edited paths, the user “bookmarks a plurality of Web pages all at once”).

Claim 2:

Bauersfeld discloses the method of Claim 1, wherein a number less than the plurality of the accessed Web pages are bookmarked (see Column 3, Line 11 through

Column 4, Line 58 – Bauersfeld discloses this limitation in that the session recording system allows the user to select which of the previously visited web pages are included in the edited session paths).

Claims 7 and 8:

Claims 7 and 8 merely recite computer software that performs the methods of Claims 1 and 2, respectively. The invention in Bauersfeld is generally related to computers and computer software. Accordingly, Bauersfeld discloses every element of Claims 7 and 8 using the same rationale set forth in the above rejections for Claims 1 and 2.

Claims 13 and 14:

Claims 13 and 14 merely recite an apparatus that performs the methods of Claims 1 and 2, respectively. The invention in Bauersfeld is generally related to computers and computer software. Accordingly, Bauersfeld discloses every element of Claims 13 and 14 using the same rationale set forth in the above rejections for Claims 1 and 2.

Claims 19 and 20:

Claims 19 and 20 merely recite computer system that performs the methods of Claims 1 and 2, respectively. The invention in Bauersfeld is generally related to computers and computer software. Accordingly, Bauersfeld discloses every element of

Claims 19 and 20 using the same rationale set forth in the above rejections for Claims 1 and 2.

Claims 1-4, 6-10, 12-16, 17-22 and 24 are rejected under 35 U.S.C. 102(e) as being anticipated by Bates et al., U.S. Patent No. 6,557,015.

Claim 1:

Bates discloses a method of bookmarking a path to a web page (see Column 2, Lines 49-59 – Bates discloses this limitation in that the hypertext document navigation system allows the user to record a document trail between an origination hypertext document to a destination hypertext document), said path including a plurality of web pages (Bates discloses this limitation in that the document trail includes a plurality of hypertext documents), said method comprising the steps of:

- successively accessing the plurality of Web pages (see Column 8, Lines 18-32 – Bates discloses this limitation in that the hypertext document navigation system allows the user to navigate from the origination hypertext document to the destination hypertext document); and
- bookmarking, all at once, the plurality of Web pages (see Column 7, Lines 35-49; see Column 8, Lines 48-53 – Bates discloses this limitation in that the hypertext document navigation system allows the user to create a document trail that records, “all at once,” the URLs of the hypertext documents in said trail).

Claim 2:

Bates discloses the method of Claim 1, wherein a number less than the plurality of the accessed Web pages are bookmarked (see Column 8, Lines 18-60 – Bates discloses this limitation in that, when creating a document trail, the hypertext document navigation system records only those hypertext documents between the anchor document and the current document being viewed).

Claim 3:

Bates discloses the method of Claim 2, wherein the bookmarked Web pages are displayed as a chain of bookmarked Web pages (see Column 9, Lines 46-64 – Bates discloses this limitation in that the hypertext document navigation system includes a user interface that displays a list of the hypertext documents on the document trail).

Claim 4:

Bates discloses the method of Claim 3, wherein the bookmarked Web pages are displayed in the chain in the order accessed (see Column 9, Lines 6-64 – Bates discloses this limitation in that the hypertext document navigation system stores the hypertext documents on the document trail in the order accessed by the user and displays those documents in a list).

Claim 6:

Bates discloses the method of Claim 3, wherein accessed Web pages that are not bookmarked are not part of the chain of bookmarked Web pages (Bates discloses

this limitation in that the document trail includes only those hypertext documents that are between the anchor document and the current document being viewed; the document trail does not include the hypertext documents previously accessed by the user and not located between the anchor document and the current document being viewed).

Claims 7-10 and 12:

Claims 7-10 and 12 merely recite computer software that performs the methods of Claims 1-4 and 6, respectively. The invention in Bates is generally related to computers and computer software. Accordingly, Bates discloses every element of Claims 7-10 and 12 using the same rationale set forth in the above rejections for Claims 1-4 and 6.

Claims 13-16 and 18:

Claims 13-16 and 18 merely recite an apparatus that performs the methods of Claims 1-4 and 6, respectively. The invention in Bates is generally related to computers and computer software. Accordingly, Bates discloses every element of Claims 13-16 and 18 using the same rationale set forth in the above rejections for Claims 1-4 and 6.

Claims 19-22 and 24:

Claims 19-22 and 24 merely recite computer system that performs the methods of Claims 1-4 and 6, respectively. The invention in Bates is generally related to

computers and computer software. Accordingly, Bates discloses every element of Claims 19-22 and 24 using the same rationale set forth in the above rejections for Claims 1-4 and 6.

Allowable Subject Matter

Claims 5, 11, 17 and 23 would be allowable if rewritten to overcome the rejection(s) under 35 U.S.C. 112, 2nd paragraph, set forth in this Office action and to include all of the limitations of the base claim and any intervening claims. Applicant must also overcome all objections to the claims.

The following is a statement of reasons for the indication of allowable subject matter:

Claims 5, 11, 17 and 23:

The prior art fails to disclose or suggest a method of bookmarking a path to a web page, comprising:

- successively accessing a plurality of web pages; and
- bookmarking, all at once, a portion of the plurality of Web pages,

wherein less than all of the accessed plurality of Web pages are bookmarked, wherein the bookmarked Web pages are displayed, in the order accessed, as a chain of the bookmarked Web pages, and

wherein accessed Web pages that are not bookmarked are included in the chain of bookmarked Web pages but are not accessible via a hyperlink in the displayed chain of bookmarked Web pages.

Conclusion

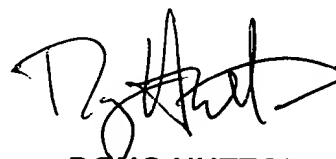
The prior art made of record and not relied upon is considered pertinent to applicant's disclosure: Adams et al., U.S. Patent No. 6,334,145; Dutta, U.S. Patent No. 6,658,402; Bates et al., U.S. Patent No. 6,184,886; and Rishel, U.S. Patent Application Publication No. US 2002/0138486.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Doug Hutton whose telephone number is (571) 272-4137. The examiner can normally be reached on Monday-Friday from 8:00 AM to 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Heather Herndon, can be reached at (571) 272-4136. The fax phone number for the organization where this application or proceeding is assigned is (703) 746-7239.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (571) 272-2100.

WDH
October 14, 2004



**DOUG HUTTON
PATENT EXAMINER
TECH CENTER 2100**